

- |   |   |
|---|---|
| <p>Sec.</p> <p>(e) Land use adjustments by State and local governments; development of proposed future construction; assistance of lending and credit institutions; relation of Federal assistance to all flood-related programs; continuing studies.</p> <p>(f) Mudslides.</p> <p>4002. Additional Congressional findings and declaration of purpose.</p> <p>4003. Additional definitions.</p> <p style="text-align: center;">SUBCHAPTER I—THE NATIONAL FLOOD INSURANCE PROGRAM</p> <p>4011. Authorization to establish and carry out program.</p> <p style="padding-left: 20px;">(a) Authorization and establishment.</p> <p style="padding-left: 20px;">(b) Additional coverage for compliance with land use and control measures.</p> <p style="padding-left: 20px;">(c) Participation and risk sharing by insurers.</p> <p>4012. Scope of program and priorities.</p> <p style="padding-left: 20px;">(a) Priority for insurance for certain residential and church properties and business concerns.</p> <p style="padding-left: 20px;">(b) Availability of insurance for other properties.</p> <p style="padding-left: 20px;">(c) Availability of insurance in States or areas evidencing positive interest in securing insurance and assuring adoption of adequate land use and control measures.</p> <p>4012a. Flood insurance purchase and compliance requirements and escrow accounts.</p> <p style="padding-left: 20px;">(a) Amount and term of coverage.</p> <p style="padding-left: 20px;">(b) Requirement for mortgage loans.</p> <p style="padding-left: 20px;">(c) Exceptions to purchase requirements.</p> <p style="padding-left: 20px;">(d) Escrow of flood insurance payments.</p> <p style="padding-left: 20px;">(e) Placement of flood insurance by lender.</p> <p style="padding-left: 20px;">(f) Civil monetary penalties for failure to require flood insurance or notify.</p> <p style="padding-left: 20px;">(g) Other actions to remedy pattern of noncompliance.</p> <p style="padding-left: 20px;">(h) Fee for determining location.</p> <p>4013. Nature and limitation of insurance coverage.</p> <p style="padding-left: 20px;">(a) Regulations respecting general terms and conditions of insurability.</p> <p style="padding-left: 20px;">(b) Regulations respecting amount of coverage.</p> <p style="padding-left: 20px;">(c) Effective date of policies.</p> <p>4014. Estimates of premium rates.</p> <p style="padding-left: 20px;">(a) Studies and investigations.</p> <p style="padding-left: 20px;">(b) Utilization of services of other Departments and agencies.</p> <p style="padding-left: 20px;">(c) Priority to studies and investigations in States or areas evidencing positive interest in securing insurance under program.</p> <p style="padding-left: 20px;">(d) Parishes of Louisiana; premium rates.</p> <p style="padding-left: 20px;">(e) Eligibility of community making adequate progress on construction of flood protection system for rates not exceeding those applicable to completed flood protection system; determination of adequate progress.</p> <p style="padding-left: 20px;">(f) Availability of flood insurance in communities restoring discredited flood protection systems; criteria; rates.</p> <p>4015. Chargeable premium rates.</p> <p style="padding-left: 20px;">(a) Establishment; terms and conditions.</p> <p style="padding-left: 20px;">(b) Considerations for rates.</p> <p style="padding-left: 20px;">(c) Rate with respect to property the construction or substantial improvement of which has been started after December 31, 1974, or effective date of initial rate map published for area in which property is located, whichever is later.</p> | <p>Sec.</p> <p>(d) Payment of certain sums to Director; deposits in Fund.</p> <p>(e) Annual limitation on premium increases.</p> <p>4016. Financing provisions; issuance of notes or other obligations; limitation; report to Congressional committees; deposits in Fund.</p> <p>4017. National Flood Insurance Fund.</p> <p style="padding-left: 20px;">(a) Establishment; availability.</p> <p style="padding-left: 20px;">(b) Credits to Fund.</p> <p style="padding-left: 20px;">(c) Investment of moneys in obligations issued or guaranteed by United States.</p> <p style="padding-left: 20px;">(d) Availability of Fund if operation of program is carried out through facilities of Federal Government.</p> <p style="padding-left: 20px;">(e) Annual budget.</p> <p style="padding-left: 20px;">(f) Availability of funds dependent on future appropriations acts.</p> <p>4018. Operating costs and allowances; definitions.</p> <p>4019. Payment of claims.</p> <p>4020. Dissemination of flood insurance information.</p> <p>4021. Repealed.</p> <p>4022. State and local land use controls.</p> <p style="padding-left: 20px;">(a) Requirement for participation in flood insurance program.</p> <p style="padding-left: 20px;">(b) Community rating system and incentives for community floodplain management.</p> <p>4023. Properties in violation of State and local law.</p> <p>4024. Coordination with other programs.</p> <p>4025. Flood insurance advisory committee.</p> <p style="padding-left: 20px;">(a) Appointment; duties.</p> <p style="padding-left: 20px;">(b) Membership.</p> <p style="padding-left: 20px;">(c) Compensation and travel expenses.</p> <p>4026. Expiration of program.</p> <p>4027. Biennial report to President.</p> <p style="padding-left: 20px;">(a) In general.</p> <p style="padding-left: 20px;">(b) Effects of flood insurance program.</p> <p>4028. Coastal Barrier Resources System.</p> <p>4029. Colorado River Floodway.</p> <p style="padding-left: 20px;">(a) Renewal and transfer of policies; acquisition of policies after filing of maps.</p> <p style="padding-left: 20px;">(b) New coverage for new construction or substantial improvements.</p> <p style="padding-left: 20px;">(c) Establishment of temporary boundaries.</p> <p style="padding-left: 20px;">(d) Loans by federally supervised, approved, regulated, or insured financial institutions.</p> <p style="text-align: center;">SUBCHAPTER II—ORGANIZATION AND ADMINISTRATION OF FLOOD INSURANCE PROGRAM</p> <p>4041. Implementation of program.</p> <p style="text-align: center;">PART A—INDUSTRY PROGRAM WITH FEDERAL FINANCIAL ASSISTANCE</p> <p>4051. Industry flood insurance pool; requirements for participation.</p> <p>4052. Agreements with flood insurance pool.</p> <p style="padding-left: 20px;">(a) Authorization.</p> <p style="padding-left: 20px;">(b) Terms and conditions.</p> <p style="padding-left: 20px;">(c) Additional provisions.</p> <p>4053. Adjustment and payment of claims; judicial review; limitations; jurisdiction.</p> <p>4054. Premium equalization payments; basis; aggregate amount; establishment of designated periods.</p> <p>4055. Reinsurance coverage.</p> <p style="padding-left: 20px;">(a) Availability for excess losses.</p> <p style="padding-left: 20px;">(b) Availability pursuant to contract, agreement, or other arrangement; payment of premium, fee, or other charge.</p> <p style="padding-left: 20px;">(c) Excess loss agreement; negotiation.</p> <p style="padding-left: 20px;">(d) Submission of excess losses on portfolio basis.</p> |
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| <p>Sec.<br/>4056. Emergency implementation of flood insurance program; applicability of other provisions of law.</p> <p style="text-align: center;">PART B—GOVERNMENT PROGRAM WITH INDUSTRY ASSISTANCE</p> <p>4071. Federal operation of program; determination by Director; fiscal agents; report to Congress.</p> <p>4072. Adjustment and payment of claims; judicial review; limitations; jurisdiction.</p> <p style="text-align: center;">PART C—GENERAL PROVISIONS</p> <p>4081. Services by insurance industry; contracts, agreements, or other arrangements.</p> <p>4082. Use of insurance pool, companies, or other private organizations for certain payments.</p> <p style="padding-left: 20px;">(a) Authorization to enter into contracts for certain responsibilities.</p> <p style="padding-left: 20px;">(b) Terms and conditions of contract.</p> <p style="padding-left: 20px;">(c) Competitive bidding.</p> <p style="padding-left: 20px;">(d) Findings of Director.</p> <p style="padding-left: 20px;">(e) Bond; liability of certifying officers and disbursing officers.</p> <p style="padding-left: 20px;">(f) Term of contract; renewals; termination.</p> <p>4083. Settlement of claims; arbitration.</p> <p>4084. Records and audits.</p> <p style="text-align: center;">SUBCHAPTER III—COORDINATION OF FLOOD INSURANCE WITH LAND-MANAGEMENT PROGRAMS IN FLOOD-PRONE AREAS</p> <p>4101. Identification of flood-prone areas.</p> <p style="padding-left: 20px;">(a) Publication of information; establishment of flood-risk zones; estimates of flood-caused loss.</p> <p style="padding-left: 20px;">(b) Accelerated identification of flood-risk zones; authority of Director: grants, technical assistance, transactions, and payments.</p> <p style="padding-left: 20px;">(c) Priority in allocation of manpower and other available resources for identification and mapping of flood hazard areas and flood-risk zones.</p> <p style="padding-left: 20px;">(d) Plan for bringing communities with flood-risk zones into full program status.</p> <p style="padding-left: 20px;">(e) Review of flood maps.</p> <p style="padding-left: 20px;">(f) Updating flood maps.</p> <p style="padding-left: 20px;">(g) Availability of flood maps.</p> <p style="padding-left: 20px;">(h) Notification of flood map changes.</p> <p style="padding-left: 20px;">(i) Compendia of flood map changes.</p> <p style="padding-left: 20px;">(j) Provision of information.</p> <p>4102. Criteria for land management and use.</p> <p style="padding-left: 20px;">(a) Studies and investigations.</p> <p style="padding-left: 20px;">(b) Extent of studies and investigations.</p> <p style="padding-left: 20px;">(c) Development of comprehensive criteria designed to encourage adoption of adequate State and local measures.</p> <p>4103. Repealed.</p> <p>4104. Flood elevation determinations.</p> <p style="padding-left: 20px;">(a) Publication or notification of proposed flood elevation determinations.</p> <p style="padding-left: 20px;">(b) Publication of flood elevation determinations; appeal of owner or lessee to local government; scientific or technical knowledge or information as basis for appeal; modification of proposed determinations.</p> <p style="padding-left: 20px;">(c) Appeals by private persons; submission of negating or contradicting data to community; opinion of community respecting justification for appeal by community; transmission of individual appeals to Director; filing of community action with Director.</p> | <p>Sec.</p> <p style="padding-left: 20px;">(d) Administrative review of appeals by private persons; modification of proposed determinations; decision of Director: form and distribution.</p> <p style="padding-left: 20px;">(e) Administrative review of appeals by community; agencies for resolution of conflicting data; availability of flood insurance pending such resolution; time for determination of Director; community adoption of local land use and control measures within reasonable time of final determination; public inspection and admissibility in evidence of reports and other administrative information.</p> <p style="padding-left: 20px;">(f) Reimbursement of certain expenses; appropriation authorization.</p> <p style="padding-left: 20px;">(g) Judicial review of final administrative determinations; venue; time for appeal; scope of review; good cause for stay of final determinations.</p> <p>4104a. Notice requirements.</p> <p style="padding-left: 20px;">(a) Notification of special flood hazards.</p> <p style="padding-left: 20px;">(b) Notification of change of servicer.</p> <p style="padding-left: 20px;">(c) Notification of expiration of insurance.</p> <p>4104b. Standard hazard determination forms.</p> <p style="padding-left: 20px;">(a) Development.</p> <p style="padding-left: 20px;">(b) Design and contents.</p> <p style="padding-left: 20px;">(c) Required use.</p> <p style="padding-left: 20px;">(d) Guarantees regarding information.</p> <p style="padding-left: 20px;">(e) Reliance on previous determination.</p> <p style="padding-left: 20px;">(f) Effective date.</p> <p>4104c. Mitigation assistance.</p> <p style="padding-left: 20px;">(a) Authority.</p> <p style="padding-left: 20px;">(b) Planning assistance grants.</p> <p style="padding-left: 20px;">(c) Eligibility for mitigation assistance.</p> <p style="padding-left: 20px;">(d) Notification of approval and grant award.</p> <p style="padding-left: 20px;">(e) Eligible mitigation activities.</p> <p style="padding-left: 20px;">(f) Limitations on amount of assistance.</p> <p style="padding-left: 20px;">(g) Matching requirement.</p> <p style="padding-left: 20px;">(h) Oversight of mitigation plans.</p> <p style="padding-left: 20px;">(i) Recapture.</p> <p style="padding-left: 20px;">(j) Reports.</p> <p style="padding-left: 20px;">(k) "Community" defined.</p> <p>4104d. National Flood Mitigation Fund.</p> <p style="padding-left: 20px;">(a) Establishment and availability.</p> <p style="padding-left: 20px;">(b) Credits.</p> <p style="padding-left: 20px;">(c) Investment.</p> <p style="padding-left: 20px;">(d) Report.</p> <p>4105. Disaster mitigation requirements; notification to flood-prone areas.</p> <p style="padding-left: 20px;">(a) Initial notification.</p> <p style="padding-left: 20px;">(b) Alternative actions of tentatively identified communities; public hearing; opportunity for submission of evidence; finality of administrative determination of existence or extent of flood hazard area.</p> <p style="padding-left: 20px;">(c) Subsequent notification to additional communities known to be flood prone areas.</p> <p style="padding-left: 20px;">(d) Provisions of section 4106 applicable to flood-prone communities disqualified for flood insurance program.</p> <p style="padding-left: 20px;">(e) Administrative procedures; establishment; reimbursement of certain expenses; appropriation authorization.</p> <p>4106. Nonparticipation in flood insurance program.</p> <p style="padding-left: 20px;">(a) Prohibition against Federal approval of financial assistance.</p> <p style="padding-left: 20px;">(b) Notification of purchaser or lessee of property in flood hazard area of availability of Federal disaster relief assistance in event of a flood disaster.</p> |
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- Sec.  
4107. Consultation with local officials; scope.
- SUBCHAPTER IV—GENERAL PROVISIONS
4121. Definitions.  
4122. Studies of other natural disasters; cooperation and consultation with other departments and agencies.  
4123. Advance payments.  
4124. Applicability of fiscal controls.  
4125. Finality of certain financial transactions.  
4126. Administrative expenses.  
4127. Authorization of appropriations; availability.  
4128. Rules and regulations.  
4129. Federal Insurance Administrator; establishment of position.

CHAPTER REFERRED TO IN OTHER SECTIONS

This chapter is referred to in sections 4012a, 4107, 5172 of this title; title 16 section 3505; title 33 section 2318; title 43 section 1600k.

**§ 4001. Congressional findings and declaration of purpose**

**(a) Necessity and reasons for flood insurance program**

The Congress finds that (1) from time to time flood disasters have created personal hardships and economic distress which have required unforeseen disaster relief measures and have placed an increasing burden on the Nation's resources; (2) despite the installation of preventive and protective works and the adoption of other public programs designed to reduce losses caused by flood damage, these methods have not been sufficient to protect adequately against growing exposure to future flood losses; (3) as a matter of national policy, a reasonable method of sharing the risk of flood losses is through a program of flood insurance which can complement and encourage preventive and protective measures; and (4) if such a program is initiated and carried out gradually, it can be expanded as knowledge is gained and experience is appraised, thus eventually making flood insurance coverage available on reasonable terms and conditions to persons who have need for such protection.

**(b) Participation of Federal Government in flood insurance program carried out by private insurance industry**

The Congress also finds that (1) many factors have made it uneconomic for the private insurance industry alone to make flood insurance available to those in need of such protection on reasonable terms and conditions; but (2) a program of flood insurance with large-scale participation of the Federal Government and carried out to the maximum extent practicable by the private insurance industry is feasible and can be initiated.

**(c) Unified national program for flood plain management**

The Congress further finds that (1) a program of flood insurance can promote the public interest by providing appropriate protection against the perils of flood losses and encouraging sound land use by minimizing exposure of property to flood losses; and (2) the objectives of a flood insurance program should be integrally related to a unified national program for flood plain management and, to this end, it is the sense of Congress that within two years following the effective date of this chapter the President should transmit to the Congress for its consideration any further proposals necessary for such a unified program, including proposals for the allocation of costs among beneficiaries of flood protection.

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**(d) Authorization of flood insurance program; flexibility in program**

It is therefore the purpose of this chapter to (1) authorize a flood insurance program by means of which flood insurance, over a period of time, can be made available on a nationwide basis through the cooperative efforts of the Federal Government and the private insurance industry, and (2) provide flexibility in the program so that such flood insurance may be based on workable methods of pooling risks, minimizing costs, and distributing burdens equitably among those who will be protected by flood insurance and the general public.

**(e) Land use adjustments by State and local governments; development of proposed future construction; assistance of lending and credit institutions; relation of Federal assistance to all flood-related programs; continuing studies**

It is the further purpose of this chapter to (1) encourage State and local governments to make appropriate land use adjustments to constrict the development of land which is exposed to flood damage and minimize damage caused by flood losses, (2) guide the development of proposed future construction, where practicable, away from locations which are threatened by flood hazards, (3) encourage lending and credit institutions, as a matter of national policy, to assist in furthering the objectives of the flood insurance program, (4) assure that any Federal assistance provided under the program will be related closely to all flood-related programs and activities of the Federal Government, and (5) authorize continuing studies of flood hazards in order to provide for a constant reappraisal of the flood insurance program and its effect on land use requirements.

**(f) Mudslides**

The Congress also finds that (1) the damage and loss which results from mudslides is related in cause and similar in effect to that which results directly from storms, deluges, overflowing waters, and other forms of flooding, and (2) the problems involved in providing protection against this damage and loss, and the possibilities for making such protection available through a Federal or federally sponsored program, are similar to those which exist in connection with efforts to provide protection against damage and loss caused by such other forms of flooding. It is therefore the further purpose of this chapter to make available, by means of the methods, procedures, and instrumentalities which are otherwise established or available under this chapter for purposes of the flood insurance program, protection against damage and loss resulting from mudslides that are caused by accumulations of water on or under the ground.